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•Admitted only in Virginia  
•Practice Limited to Federal Agencies

March 7, 2005

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Commissioner for Patents  
PO Box 1450  
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**Art Unit 1653**

Re: U.S. Utility Patent Application  
Application No. 10/633,698; Filed: August 5, 2003  
For: **Methods and Compounds for the Treatment of Mucus Hypersecretion**  
Inventors: Quinn *et al.*  
Our Ref: 1581.0770001/RWE/ALS

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Aaron L. Schwartz  
Attorney for Applicants  
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RWE/ALS:law  
Enclosures  
369401v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Quinn *et al.*

Appl. No.: 10/633,698

Filed: August 5, 2003

For: **Methods and Compounds for the Treatment of Mucus Hypersecretion**

Confirmation No.: 5476

Art Unit: 1653

Examiner: Kam, Chih Min

Atty. Docket: 1581.0770001/RWE/ALS

**Reply to Restriction Requirement**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

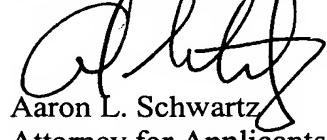
In reply to the Office Action dated February 8, 2005, requesting an election of one invention to prosecute in the captioned patent application, Applicants hereby elect Group I represented by claims 1-21, and the translocating domain of diphtheria toxin.

Applicants make this election with traverse. A restriction requirement is only proper where examination of all of the claims would be burdensome. *See* M.P.E.P., 8th ed., § 803 (rev. 2, May 2004). Here, all claims have been classified in the same class and subclass, and as such, there is no burden in examining all the claims together.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: March 7, 2005

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